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PATENT TRADEMARK OFFICE

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Dorothy DeFrancesco
Dorothy DeFrancesco

Attorney Docket No. 950376D1/HG

Assistant Commissioner for Patents
Washington, D.C. 20231

This is a request for filing a

☐ Continuation

☒ Divisional

application under 37 CFR 1.53(b), of pending prior application Serial Number 09/167,151 filed October 6, 1998, which is a Divisional application of application Serial No. 08/500,635 filed July 11, 1995 (USP 5,955,072).

of inventors:

Tohru TAKAHASHI
Nobufusa SERIZAWA
Ryuta KOISHI
Ichiro KAWASHIMA

entitled: **EXPRESSION SYSTEMS UTILIZING AUTOLYZING FUSION PROTEINS
AND A NOVEL REDUCING POLYPEPTIDE**

1a. ☒ Enclosed is a copy of the grandparent application Serial No. 08/500,635, including a copy of the Declaration filed therein.

1b. ☒ A Preliminary Amendment is enclosed.

ASSIGNMENT INFORMATION FOR PUBLICATION:

SANKYO COMPANY, LIMITED
5-1, Nihonbashi Honcho 3-chome
Chuo-ku, Tokyo 103-8426, Japan

2. ☒ **FEE:** The filing fee is calculated below:

Claims as filed, less any claims cancelled by amendment herewith:

	Number Filed		Number Extra	Rate	Calculations
Total Claims	<u>16</u>	-20 =	<u>-</u>	x \$18.00 =	\$ <u>-</u>
Independent Claims	<u>7</u>	-3 =	<u>4</u>	x \$80.00 =	\$ <u>320.00</u>
MULTIPLE DEPENDENT CLAIMS				+ \$270.00 =	\$ <u>-</u>
				BASIC FEE	\$ <u>710.00</u>
				Total of above Calculations	\$ <u><u>1,030.00</u></u>

3. ☒ To the extent not tendered by check, authorization is given to charge any fees under 37 CFR 1.16 and 1.17 during pendency of the application, or to credit any overpayment, to Deposit Account No. 06-1378. Duplicate copy of this letter is enclosed.

4. ☒ A check in the amount of \$ 1,030.00 is enclosed.

5. ☒ Cancel claims 1 to 47, 49 to 54, 56 to 59, 62, 64 to 70, 76 and 81 to 88.

6. ☒ Amend the specification by inserting before the first line the sentence: This is a division of application Serial Number 09/167,151 filed October 6, 1998, which is a Divisional Application of application Serial No. 08/500,635 filed July 11, 1995 (USP 5,955,072).
7. ☒ New formal drawings are enclosed. 13 Sheets, Figs. 1-13 (SEE LETTER TO OFFICIAL DRAFTSPERSON)
8. ☒ The prior applications are assigned to SANKYO COMPANY LIMITED, Tokyo, Japan, assignment recorded on September 21, 1995, Reel 7641, Frame 0775.
9. ☐ Copies of Verified Statement(s) claiming Small Entity Status filed in said application Serial No. _____. Small entity status is still proper and desired.
10. ☒ Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 1a hereinabove, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

11. ☒ The Power of Attorney in the prior application includes the following:

LEONARD HOLTZ, Reg. No. 22,974
THOMAS LANGER, Reg. No. 27,264
RICHARD S. BARTH, Reg. No. 28,180

HERBERT H. GOODMAN, Reg. No. 17,081
MARSHALL J. CHICK, Reg. No. 26,853

- 12a. ☒ The power appears in the original papers of the prior application.

- 12b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

13. ☒ Address all future communications to:

FRISHAUF, HOLTZ, GOODMAN, LANGER & CHICK, P.C.
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Fax. No. (212) 319-5101

14. ☒ Priority claim (35 USC 119) is made based upon

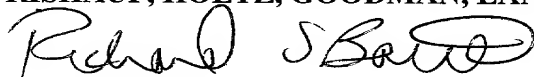
Japanese Patent Application No. 161053/1994, filed July 13, 1994
Japanese Patent Application No. 218392/1994, filed September 13, 1994
Japanese Patent Application No. 303809/1994, filed December 7, 1994

Certified copies filed on November 27, 1995
in said application Serial No. 08/500,635.

15. ☒ Information Disclosure Statement ☒ PTO-1449

16. ☒ STATEMENT UNDER 37 CFR 1.821(e)

FRISHAUF, HOLTZ, GOODMAN, LANGER & CHICK, P.C.



By: Richard S. Barth
Reg. No.: 28,180

RSB/ddf
Enclosures

Attorney Docket No. 950376D1/HG

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant(s): Tohru TAKAHASHI et al.
Serial No. : (Divisional Appln. of
Ser. No. 09/167,151)
Filed : Concomitantly Herewith
For : EXPRESSION SYSTEMS
UTILIZING AUTOLYZING
FUSION PROTEINS AND A
NOVEL REDUCING POLYPEPTIDE

Art Unit :

Examiner :

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Washington, D.C. 20231


Dorothy DeFrancesco

In the event that this Paper is late
filed, and the necessary petition
for extension of time is not filed
concurrently herewith, please
consider this as a Petition for the
requisite extension of time, and to
the extent not tendered by check
attached hereto, authorization to
charge the extension fee, or any
other fee required in connection
with this Paper
to Account No. 06-1378.

STATEMENT UNDER 37 CFR 1.821(e)

Assistant Commissioner for Patents
Washington, D.C. 20231

S I R :

This (new) application is a Divisional Application of
application Serial No. 09/167,151, filed October 6, 1998, which
is a Divisional Application of application Serial No. 08/500,635,
filed July 11, 1995.

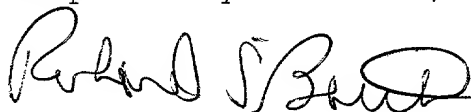
The computer readable form of this (new) application is
identical with the final version of the computer readable form
filed on December 22, 1997 in grandparent application Serial No.
08/500,635, which complied with the Patent Office rules.

Submitted concomitantly herewith is a paper copy of the
final version of the SEQUENCE LISTING in grandparent application
Serial No. 08/500,635, which was filed on December 22, 1997.

The paper copy of the SEQUENCE LISTING submitted concomitantly herewith is identical to the computer readable form filed on December 22, 1997 in grandparent application Serial No. 08/500,635. It is respectfully requested that use be made of the enclosed compliant paper copy of the SEQUENCE LISTING in this (new) application.

It is therefore respectfully submitted that a duplicate computer readable form of the SEQUENCE LISTING is not needed to be filed in this application. It is also submitted that the present application complies with all the requirements of 37 CFR 1.821 et seq.

Respectfully submitted,



RICHARD S. BARTH
REG. NO. 28,180

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RSB/ddf

Enclosure: Paper copy of the final version of the SEQUENCE LISTING in grandparent application Serial No. 08/500,635, which paper copy was filed on December 22, 1997